

deserves the unique position of being the only drug which is curative, * * * Locomotor ataxia is curable with chromium sulphate. * * * Wafers have Chromium Sulphate as their chief ingredient."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of extracts of plants, including nux vomica, red pepper, and a laxative drug, and compounds of iron, calcium, chromium, and sulphur.

Misbranding of the article was alleged in substance in the libel for the reason that the circular bore the above-quoted statements regarding the curative or therapeutic effect thereof, which were false and fraudulent in that the said article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On November 22, 1920, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9773. Misbranding of Kellogg's Sanitone Wafers. U. S. * * * v. 3 Dozen Packages of Kellogg's Sanitone Wafers. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 13343. Inv. No. 18315. S. No. C-2112.)

On August 17, 1920, the United States attorney for the Western District of Texas, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 3 dozen packages of Kellogg's Sanitone Wafers, at San Antonio, Tex., alleging that the article had been shipped by the F. J. Kellogg Co., Battle Creek, Mich., on or about April 8, 1918, and transported from the State of Michigan into the State of Texas, and charging misbranding in violation of the Food and Drugs Act, as amended.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of extracts of plants, including nux vomica, red pepper, and a laxative drug, and compounds of iron, calcium, chromium, and sulphur.

Misbranding of the article was alleged in substance in the libel for the reason that there appeared in a circular accompanying the package containing the said article the following statements, "* * * We recommend and advise you to give Kellogg's Sanitone Wafers a fair, persistent trial in any of the diseases or troubles mentioned in the above article. * * * cystitis * * * prostatic enlargement * * * uterine fibroid tumors * * * Herpes preputialis * * * Cirrhosis of the female breast, castration, menopause, functional impotency in men, chronic alcoholism, nervous vomiting and vomiting in pregnancy, * * * neurasthenia, exophthalmic goiter, and locomotor ataxia are of particular interest and importance. Results from this salt [chromium sulphate] are speedy and striking. In * * * neurasthenia it deserves the unique position of being the only drug which is curative, * * * Locomotor ataxia is curable with chromium sulphate. * * * Wafers have Chromium Sulphate as their chief ingredient," which statements regarding the curative effect of the said article were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed.

On September 29, 1920, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*